

### **REMARKS**

Attached herewith are a copy of the Notice to File Missing Parts of Nonprovisional Application and the Raw Sequence Listing Error Report mailed on December 03, 2003, a supplemental Response to Notice to File Missing Parts, two CD-ROM copies of the replacement Sequence Listing, a Verified Statement that the content of the two computer readable copies are the same, and a check in the amount of \$55. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency may be charged to Deposit Account No. 06-1050. If a Petition for extension of time is needed, this paper is to be considered such Petition.

The replacement Sequence Listing differs from the Sequence Listing as originally filed in that the replacement Sequence Listing reflects corrections made in response to the Raw Sequence Listing Error Report supplied with the Notice to File Missing Parts for Nonprovisional Application, mailed December 03, 2003, as follows:

The general information section has been amended to update application information. Under item identifiers <140> and <141> on page 1 of the Sequence Listing, the application serial number and the filing date of the instant application have been added in order to properly identify the instant application and. Under the first and second occurrences of item identifier <151>, the filing dates of the two prior provisional applications have been provided in accordance with proper PTO-promulgated format.

### **SEQ ID NO 185**

The item identifier <309> and corresponding item field have been removed, as there exists no database accession number, and therefore no database entry date.

### **SEQ ID NO 216**

The item identifier <309> and corresponding item field have been removed, as there exists no database accession number, and therefore no database entry date.

### SEQ ID NO 231

The initial occurrence of item identifiers <221> and <222> have been moved in between item identifier <220> and the initial occurrence of item identifier <223>. The second occurrence of item identifier <222>, and the second and third occurrences of item identifier <223>, have been removed.

Under item identifier <211>, the number "24" has been replaced by the number —22— in order to provide the correct nucleotide length of the oligonucleotide sequence. Under the initial occurrence of item identifier <222>, the number "1" has been replaced by the phrase —1; 22— to denote the two positions of the modified nucleotide bases described under the initial occurrence of item identifier <223>, amended herein. Under the initial occurrence of item identifier <223>, the phrase "EMCV Probe" has been replaced by the phrase —EMCV Probe: n at position 1 is a 5-carboxyfluorescein (FAM)-modified deoxycytidylate; n at position 22 is a tetramethylrhodamine (TAMRA)-modified deoxythymidylate.— to more clearly describe the nature of the chemical modifications to the 5' and 3'-termini nucleic acids of the sequence. Under item identifier <400>, the number "24" has been replaced by the number —22— in order to provide the correct nucleotide length of the oligonucleotide sequence. Also under item identifier <400>, the nucleotide sequence "ncagccgtca agacccaacc gctn" has been replaced by the oligonucleotide sequence —nagccgtca agacccaacc gc— in order to more clearly convey the correct nature and length of the disclosed oligonucleotide sequence.

Applicant : Rene Gantier, et. al  
Serial No. : 10/658,834  
Filed : September 8, 2003  
Cust. No. : 24961  
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Attorney's Docket No.: (37851-922)

**SEQ ID NO 1306**

Under item identifier <211>, the number "46" has been replaced by the number —41— to accurately denote the correct nucleotide length of the oligonucleotide sequence.

These corrections are formal and responsive to the Raw Sequence Listing Error Report and the Notice to File Missing Parts of Nonprovisional Application, mailed December 03, 2003, and thus no new matter has been added.

The Commissioner is hereby authorized to charge any fee, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 06-1050.

Respectfully submitted,

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